

### **REMARKS**

Claims 1-9, 11-49 and 51 are pending. Claims 1, 9 and 18 have been amended. Support for the amendments to Claims 1, 9 and 18 is included in at least Figure 6 of the specification. No new matter has been added. Reconsideration of the pending Claims is respectfully requested in view of the amendments to the Claims and the following remarks.

#### **Allowed and Allowable Subject Matter**

Applicant thanks the Examiner for the indication that Claims 27-49 and 51 are allowed. In addition, Applicant thanks the Examiner for indicating that Claims 1-26 are allowable if the 35 USC §101 rejections can be overcome.

#### **Commonly Owned Applications**

Pursuant to 37 CFR §1.56, Applicant and Applicant's attorney hereby make of record in the above-identified patent application the existence of the following activities in the previously cited, commonly owned, co-pending published patent applications which are related to the above-identified patent application by including common subject matter and inventors.

**Applicant respectfully requests the Examiner to review the claims and the prosecution history, including any Office Actions issued by the U.S. Patent and Trademark Office, for the following previously cited applications since the specifications and possibly the claims of the following applications may include**

**common or significantly related subject matter.**

U.S. Patent Application No. 11/284,803 – Published on August 24, 2006, under Publication No. 2006/0188143 A1; and

U.S. Patent Application No. 10/519,252 – Published on May 25, 2006, under Publication No. 2006/0110026 A1; Non-Final Office Action mailed September 17, 2008; Response filed January 21, 2009.

**Claim Rejections pursuant to 35 U.S.C. §101**

Claims 1-26 were rejected pursuant to 35 U.S.C. §101 for not being a statutory process. Applicant has amended Claims 1, 9 and 18 to overcome these rejections without narrowing the scope of the claims, and not in view of any cited art. Thus, Claims 1-26 are now directed to statutory subject matter and are allowable and Applicant respectfully requests withdrawal of the 35 U.S.C. §101 rejections of these claims.

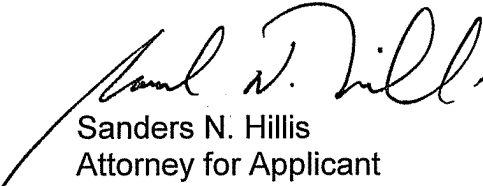
In view of the amendments to the Claims and the above remarks, the application is now in condition for allowance, which is respectfully requested. Should the Examiner deem a telephone conference to be beneficial in expediting examination and/or

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allowance of this application, the Examiner is invited to call the undersigned attorney at the telephone number listed below.

Respectfully submitted,

  
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